

1 than any person who might be polled on the street as to
2 the qualifications of those judges, and very little in the
3 way of methods of finding out about the qualifications of
4 the judges; so what we are asking for here in many instances
5 is an opinion that was not an informed opinion, and then we
6 are asking voters to make judgments on the basis of an un-
7 informed opinion.

8 Finally, there is the problem of the return on a
9 poll. Now, I have been in jurisdictions where the Bar has
10 been polled in the selection of judges, and this was the
11 organized Bar in that jurisdiction which would be expected
12 to give the greatest return because it would have the great-
13 est difference, and in those cases a majority of the Bar
14 did not respond to the poll.

15 Now, here you have a question of asking a majority
16 of a minority of the Bar its opinion of a sitting judge.
17 It just does not seem to me from the point of view of
18 effective techniques, of finding out what the lawyers in the
19 jurisdictions think, a very useful method of determining
20 even that, let alone basing a public judgment on the reten-
21 tion of a judge on what the Bar thinks of him or allegedly